

1 Law Offices of
2 GEORGE C. BOISSEAU
3 State Bar Number 75872
4 740 4th Street
5 Second Floor
6 Santa Rosa, California 95404
7 Phone: (707) 578-5636
8 Fax: (707) 578-1141
9 E-Mail: boisseaugc@msn.com

10 Attorney for Defendant
11 REMSEN BENEDICT

12 UNITED STATES DISTRICT COURT

13 NORTHERN DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA,)	CR-08-0025-WHA
)	
15 Plaintiff,)	<u>[Proposed]</u>
)	STIPULATION AND ORDER
16 v.)	<u>CONTINUING SENTENCING HEARING</u>
)	
17 REMSEN BENEDICT,)	
)	
18 Defendant.)	
_____)	

19 Defendant, REMSEN BENEDICT, by and through defendant's attorneys of record,
20 George C. Boisseau and Geoffrey Dunham, hereby requests that the sentencing hearing set for
21 March 18, 2009, be continued until May 19, 2009.¹ The defense is not prepared to go forward
22 with a sentencing hearing.

23 Dr. John Shields has been retained by the defense for sentencing and is preparing a
24 psychological evaluation of the defendant. Because of his prior commitments, however, he has
25 not been able to complete the evaluation. It is anticipated that the evaluation will be completed

26 _____
27 ¹ Due to defense counsel's unavailability today, this Stipulation has been filed on his
28 behalf by the government.

1 by April 17, 2009. Upon receipt and review of the defendant's evaluation, the government may
2 retain an expert to prepare a report in response. If a government expert is retained, the
3 government will diligently work to complete a report prior to May 19, 2009 but may seek
4 additional time if necessary.

5 Also, co-counsel for the defendant, Geoffrey Dunham, has been on medical leave for the
6 past month and will not be back at work until, at the earliest, the week of April 6, 2009. The
7 undersigned counsel is in trial in Sonoma County Superior Court in the case of People v.
8 Armando Vigil, SCR- SCR-33620.

9 The government and the United States Probation Department have been advised of the
10 reasons for the delay and have no opposition.

11 Therefore, upon request of the defendant, and the agreement of the government, and the
12 United States Probation Office, and good cause appearing,

13 //

14 //

15 //

16 //

17 //

18 //

19 //

20 //

21 //

22 //

23 //

24 //

25 //

26 //

27

28

1 It is hereby agreed that defendant's sentencing hearing presently scheduled for March 18,
2 2009, be continued to May 19, 2009, at 2:00 in the afternoon.

3 Dated: March 12, 2009

4 /s/
5 GEORGE C. BOISSEAU

6 Attorney for Defendant
7 REMSEN BENEDICT

8 IT IS SO STIPULATED.

9 Dated: March 12, 2009

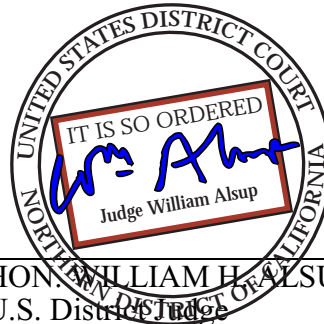
10 /s/
11 DENISE MARIE BARTON
12 Assistant U.S. Attorney

13 ORDER

14 GOOD CAUSE APPEARING, it is hereby ordered that defendant's sentencing hearing on
15 March 18, 2009, be continued to May 19, 2009, at 2:00 in the afternoon.

16 IT IS SO ORDERED.

17 Dated: March 16, 2009



19 HON. WILLIAM H. ALSUP
20 U.S. District Judge
21 Northern District of California
22
23
24
25
26
27
28